

#### PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Beehler, et al.

DOCKET: 8002AC-88

SERIAL NO.: 10/691,918

**GROUP ART UNIT: 2635** 

FILED: October 23, 2003

EXAMINER: Not yet assigned

FOR: SYSTEM AND METHOD FOR CONTROLLING

A VEHICLE SECURITY SYSTEM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# <u>PETITION REQUESTING ACCEPTANCE OF AN APPLICATION FILED</u> <u>WITHOUT THE SIGNATURE OF ALL OF THE INVENTORS UNDER</u> 37 C.F.R. § 1.47(a)

Sir:

This Petition requesting acceptance of the above-referenced application filed without the signature of all of the inventors under 37 C.F.R. § 1.47(a) is submitted in response to the Notice to File Missing Parts dated February 4, 2004, which required a properly signed oath or declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date. A fee required under 37 C.F.R. § 1.17(h) is submitted herewith.

#### CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on August 4, 2004

Dated:

8 4 04

Richard D. Ratchford fr.

08/09/2004 MAHMED1 00000093 10691918

01 FC:1460

130.00 DP

Applicants hereby petition to request acceptance of the above-referenced application because one inventor has refused to sign or has not been reached. In particular, the inventor whose signature is missing (i.e., David Showalter) has either refused to sign the Declaration for the application or has not been reached. The following sets forth Applicants satisfaction of the requirements of 37 C.F.R. § 1.47(a) to permit acceptance of the application as filed:

- 1. A Notice to File Missing Parts dated February 4, 2004 was issued, which required, a properly signed oath or declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date (exhibit A).
- 2. Applicants responded herewith to the Notice to File Missing Parts by submitting: (1) a Declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date executed by Peter Stouffer (exhibit B); (2) a Declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date executed by Shane Wilson (exhibit C); (3) a Declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date executed by Joseph Dentamaro (exhibit D); (4) a Declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date executed by Michael Schroeder (exhibit E); (5) a Declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date executed by Ryan Beehler (exhibit F); and (6) Declaration in compliance with 37 C.F.R. § 1.63, identifying the application number and filing date executed by Ryan Beehler (exhibit F); and (6)

- 3. Applicants assert that the above-referenced Declarations (exhibits B-G), which were executed by the available or cooperative inventors, are to be treated as having been signed by all the available joint inventors on behalf of the nonsigning inventor. See MPEP § 409.03(a)(A)("An oath or declaration signed by all the available joint inventors with the signature block of the nonsigning inventor(s) left blank may be treated as having been signed by all the available joint inventors on behalf of the nonsigning inventor(s), unless otherwise indicated".).
- 4. Applicants further assert that the nonsigning inventor: (1) cannot be found or reached after diligent effort, or (2) refused to execute the Declaration. Proof that the nonsigning inventor cannot be found or reached after diligent effort or that he refused to execute the Declaration is found in an Affidavit and Statement of Facts (with accompanying exhibits) attached hereto (exhibit H).
  - The last known addresses of the nonsigning joint inventor is:
     David Showalter, 811 Gardenia, Royal Oak, MI 48067
- 6. Applicants believe the requirements under 37 C.F.R. § 1.47(a) for permitting acceptance of an application without the signature of all of the inventors has been satisfied.

Accordingly, Applicants hereby petition that this application be accepted as filed without the signature of all of the inventors.

Early and favorable consideration of this application is requested.

Respectfully submitted,

Rv.

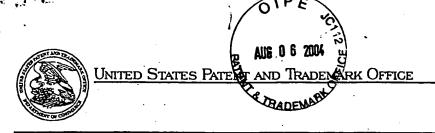
Richard D. Ratchford Jr.

Reg. No. 53,865

Attorney for Applicants

F. CHAU & ASSOCIATES, LLC 130 Woodbury Rd. Woodbury, New York 11797 Tel: (631) 692-8888

FAX: (631) 692-8889



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. BOX 1450 Alexandria, Virginia 22313-1450

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/691,918

Frank Chau

10/23/2003

Ryan Beehler

8002AC-88

**CONFIRMATION NO. 6512** 

FORMALITIES LETTER

\*OC000000011824790\*

Date Mailed: 02/04/2004

F. CHAU & ASSOCIATES, LLP 1900 Hempstead Turnpike, Suite 501 East Meadow, NY 11554

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

#### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

• \$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

AS A BELOW NAMED INVENTOR, whereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE: SYSTE	EM AND METHOD FOR CONTROLLI	ING A VEHICLE SECURITY SYSTEM
the specification of which eithe	r is attached hereto or indicates an attorn	ney docket no. <u>8002AC-88</u> , or:
⊠ was filed in the U.S. Patent	& Trademark Office on October 23, 200	03 and assigned Serial No. <u>10/691,918</u> ,
☐ and (if applicable) was ame	ended on	· · · · · · · · · · · · · · · · · · ·
as amended by any amendment patentability and to the examinate of the examination of the	nt referred to above. I acknowledge thation of this application in accordance we benefits under Title 35, U.S. Code §119(a) of any PCT international application	the above-identified specification, including the claims, he duty to disclose information which is material to ith Title 37 of the Code of Federal Regulations §1.56. a)-(d) or §365(b) of any foreign application(s) for patent on which designated at least one country other than the pplications for patent or inventor's certificate having a
Priority Claimed		
(Application Number)	(Country)	(Day/Month/Year filed)
(Application Number)	(Country)	(Day/Month/Year filed)
States provisional application(s) insofar as the subject matter of International application(s) in the disclose information material	o, or §365(c) of any PCT International apport each of the claims of this application in manner provided by the first paragraph to patentability as defined in Title 37, The	y United States application(s), or §119(e) of any United blication designating the United States, listed below and, in is not disclosed in the prior United States or PCT in of Title 35, U.S. Code, §112, I acknowledge the duty ne Code of Federal Regulations, §1.56(a) which became all or PCT international filing date of this application:
(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandoned)
(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandoned)
No. 43,584, NATHANIEL W. McNALLY, Reg. No. 4	T. WALLACE, Reg. No. 48,909; E. 48609; MICHAEL F. MORANO,	AU, Reg. No. 34,136; FRANK V. DeROSA, Reg. RIC M. PARHAM, Reg. No. 45,747; THOMAS Reg. No. 44,952; KOON H. WONG, Reg. No. ch of them of F. CHAU & ASSOCIATES, LLC, 1900

Hempstead Turnpike, Suite 501, East Meadow, New York 11554 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

> Frank Chau, Esq. F. CHAU & ASSOCIATES, LLC 1900 Hempstead Turnpike, Suite 501 East Meadow, New York 11554 - Area Code: 516-357-0091

I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST OR SOLE INVENTOR: Ryan BEEHLER	Citizenship U.S.A.
	Date
Inventor's signature:	Date:
Post Office Address: 615 Janice Court, Garden City, MI 48135	
	•
FULL NAME OF SECOND INVENTOR: Joseph DENTAMARO	
Inventor's signature:  Residence: St. Clair Shores, MI	Date:
Residence: St. Clair Shores, MI Post Office Address: 22442 Francis, St. Clair Shores, MI 48082	
FULL NAME OF THIRD INVENTOR: Ryan EDWARDS	Citizenship <u>U.S.A.</u>
Inventor's signature	Date:
Inventor's signature:	
FULL NAME OF FOURTH INVENTOR: Michael SCHROEDER	Citizenship U.S.A.
Inventor's signature:	Date:
Residence: Harrison Township, MI Post Office Address: 27850 Laruen St. East, Harrison Township, MI 48035	
FULL NAME OF FIFTH INVENTOR: David SHOWALTER	Citizenship U.S.A.
Inventor's signature:	Date:
Residence: Royal Oak, MI Post Office Address: 811 Gardenia, Royal Oak, MI 48067	
FULL NAME OF SIXTH INVENTOR: Peter STOUFFER	Citizenship U.S.A.
Inventor's signature:	Date: 6/21/64
Residence: Holly, MI Post Office Address: 11585 Hensell Road, Holly MI 48442	
FULL NAME OF SEVENTH INVENTOR: Shane WILSON	Citizenship <u>U.S.A.</u>
Inventor's signature:	Date:
Residence: Clinton Township, MI Post Office Address: 20839 Catalano, Clinton Township, MI 48035	

Attorney Docket No. 8002AC-88

AS A BELOW NAMED INVENTOR, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE: SYSTEM AND M	ETHOD FOR CONTROL	LLING A VEHICLE SECU	RITY SYSTEM
he specification of which either is	attached hereto or indicates	an attorney docket no. 800	<u>2AC-88</u> , or:
□ was filed in the U.S. Patent & T	rademark Office on	and assigned Seri	al No,
and (if applicable) was amende	d on		·
as amended by any amendment refer and to the examination of this appli foreign priority benefits under Title certificate, or §365(a) of any PCT	rred to above. I acknowledge cation in accordance with T e 35, U.S. Code §119(a)-(d) international application wl d below any foreign applicat	e the duty to disclose informat Fitle 37 of the Code of Federa or §365(b) of any foreign ap hich designated at least one c	d specification, including the claims, tion which is material to patentability at Regulations §1.56. I hereby claim pplication(s) for patent or inventor's country other than the United States, certificate having a filing date before
Priority Claimed:			
(Application Number)	(Cou	ntry) (Day/	Month/Year filed)
(Application Number)	(Cou	ntry) (Day)	Month/Year filed)
States provisional application(s), or insofar as the subject matter of each application(s) in the manner provi	r §365(c) of any PCT Internation of the claims of this applicated by the first paragraph of ty as defined in Title 37, The	ational application designatin tion is not disclosed in the pri of Title 35, U.S. Code, §112 he Code of Federal Regulatio	olication(s), or §119(e) of any United g the United States, listed below and, or United States or PCT International, I acknowledge the duty to disclose ns, §1.56(a) which became available date of this application:
(Application Serial Number)	(Filing Date)	(STATUS: pate	ented, pending, abandoned)
(Application Serial Number)	(Filing Date)	(STATUS: pate	ented, pending, abandoned)

I hereby appoint the following attorneys: FRANK CHAU, Reg. No. 34,136; FRANK V. DeROSA, Reg. 43,584, NATHANIEL T. WALLACE, Reg. 48,909; ERIC M. PARHAM, Reg. 45,747; THOMAS W. McNALLY, Reg. 48,609; MICHAEL F. MORANO, Reg. No. 44,952; KOON H. WONG, Reg. No.48,459; and BENJAMIN M. HALPERN, Reg. No. 46,494, each of them of F. CHAU & ASSOCIATES, LLP, 1900 Hempstead Turnpike, Suite 501, East Meadow New York 11554; to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

> Frank Chau, Esq. F. CHAU & ASSOCIATES, LLP 1900 Hempstead Turnpike, Suite 501 East Meadow, New York 11554 Tel.: 516-357-0091

I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

OF FIRST OF SOLF I	INVENTOR: Ryan BEEHLER	Citizenship <u>U.S.</u>
FULL NAME OF FIRST OR SOLE I	III Y LIVI OK. KYMI DELIM	Date:
Inventor's signature:		_ Date:
Residence & Post Office Address:	615 Janice Court Garden City, MI 48135	•
THE NAME OF SECOND JOINT	INVENTOR: Joseph DENTAMARO	Citizenship <u>U.S.</u>
		Date:
Inventor's signature:		
Residence & Post Office Address:	22442 Francis St. Clair Shores, MI 48082	
FULL NAME OF THIRD JOINT IN	IVENTOR: Ryan EDWARDS	Citizenship <u>U.S.</u>
		Date:
Inventor's signature:	19917 Coyote Trail	
Residence & Post Office Address:	Macomb Township, MI 48042	
		•••
FULL NAME OF FOURTH JOINT	INVENTOR: Michael SCHROEDER	Citizenship <u>U.S.</u>
		Date:
Inventor's signature:	27850 Laruen St. East	
Residence & Post Office Address.	Harrison Township, MI 48035	•
		•
OF FIFTH IONIT IN	NVENTOR:	Citizenship <u>U.S.</u>
FULL NAME OF FIFTH JOINT IN	VVENTOR. BUTTE DISCOURSE	Date:
Inventor's signature:		Date:
Residence & Post Office Address:	811 Gardenia Royal Oak, MI 48067	
· · · · · · · · · · · · · · · · · · ·	NUMBER OF STOLEFER	Citizenship U.S.
FULL NAME OF SIXTH JOINT I	NVENTOR:retel STOOTER	
Inventor's signature:		Date:
Residence & Post Office Address:	11585 Hensell Road	
	Holly, MI 48442	
	Chana WII SON	Citizenship U.S.
FULL NAME OF SIXTH JOINT I	INVENTOR: / STIANE WILSON	- 18
Lecentor's signature	< 0 h/-	Date:
Inventor's signature:  Residence & Post Office Address:	20839 Catalano	
	Clinton Township, MI 48035	Page 2 c

#### DECLARATION

Attorney Docket No. 8002AC-88

AS A BELOW NAMED INVENTOR, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

		NG A VEHICLE SECURITY SYST attorney docket no. <u>8002AC-88</u> , or:	
☐ was filed in the U.S. Patent & T	rademark Office on	and assigned Serial No	
and (if applicable) was amende	ed on	<u> </u>	
as amended by any amendment refer and to the examination of this appliforeign priority benefits under Title certificate, or §365(a) of any PCT	rred to above. I acknowledge the cation in accordance with Title e 35, U.S. Code §119(a)-(d) or § international application which d below any foreign applications	nts of the above-identified specification duty to disclose information which is 37 of the Code of Federal Regulation §365(b) of any foreign application(s) designated at least one country other is for patent or inventor's certificate has	material to patentability is §1.56. I hereby claim for patent or inventor's than the United States,
Priority Claimed:			
(Application Number)	(Country)	(Day/Month/Year fi	iled)
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States provisional application(s), or insofar as the subject matter of each application(s) in the manner provi information material to patentability	r §365(c) of any PCT Internation of the claims of this application ded by the first paragraph of Ti ty as defined in Title 37, The Co	of any United States application(s), of all application designating the United is not disclosed in the prior United State 35, U.S. Code, §112, I acknowled ode of Federal Regulations, §1.56(a) PCT international filing date of this a	States, listed below and ites or PCT Internationa dge the duty to disclose which became available
(Application Serial Number)	(Filing Date)	(STATUS: patented, pending	, abandoned)
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1 hereby appoint the following attorneys: FRANK CHAU, Reg. No. 34,136; FRANK V. DeROSA, Reg. 43,584, NATHANIEL T. WALLACE, Reg. 48,909; ERIC M. PARHAM, Reg. 45,747; THOMAS W. McNALLY, Reg. 48,609; MICHAEL F. MORANO, Reg. No. 44,952; KOON H. WONG, Reg. No. 48,459; and BENJAMIN M. HALPERN, Reg. No. 46,494, each of them of F. CHAU & ASSOCIATES, LLP, 1900 Hempstead Turnpike, Suite 501, East Meadow New York 11554; to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

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Page 1 of 2

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FULL NAME OF FIRST OR SOLE I	NVENTOR: Ryan BEEHLER	Citizenship <u>U.S.</u>
Inventor's signature:	and the second of the second o	Date:
Residence & Post Office Address:		=
	Garden City, MI 48135	~
FULL NAME OF SECOND JOINT	NYENTOR: Joseph DENTAMARO	Citizenship U.S
		Date: <u> </u>
Inventor's signature:  Residence & Post Office Address:	(22442\Francis)	Date
Residence & Fost Office From the	St. Clair Shores, WII 48082	•
FULL NAME OF THIRD JOINT IN	VENTOR: Ryan EDWARDS	Citizenship <u>U.S.</u>
Inventor's signature:	19917 Covote Trail	Date:
Residence & Post Office Address.	Macomb Township, MI 48042	
FULL NAME OF FOURTH JOINT I	INVENTOR: Michael SCHROEDER	Citizenship <u>U.S.</u>
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Inventor's signature:	27850 Laruen St. East	Date:
Residence & Post Office Address:	Harrison Township, MI 48035	
	•	
THE NAME OF FIFTH IOINT IN	VENTOR: David SHOWALTER	Citizenship <u>U.S.</u>
FULL NAME OF THE THEORY IN	DAVID MILE	
Inventor's signature:	011.0	
Residence & Post Office Address:	811 Gardenia Royal Oak, MI 48067	
THE NAME OF CIVILITIANT IN	VENTOR: Pater STOUFFER	Citizenship <u>U.S.</u>
FULL NAME OF SIXTH JOINT IN	VENTOR. Tele STOOTTER	
Inventor's signature:		Date:
Residence & Post Office Address:	11585 Hensell Road Holly, MI 48442	
	Hony, in 10112	
	WENTOD. Chang WII SON	Citizenship U.S.
FULL NAME OF SIXTH JOINT IN	VENTOR: Shane WILSON	CIIIZOIISIIIP
Inventor's signature:		Date:
Residence & Post Office Address:	20839 Catalano	
	Clinton Township, MI 48035	Page 2 of

(Application Serial Number)

TITLE:

AS A BELOW MAMED INVENTOR, I hereby declare that:

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SYSTEM AND METHOD FOR CONTROLLING A VEHICLE SECURITY SYSTEM

the specification of which either is	attached hereto or in	idicates an atto	rney docket no.	8002AC-88, or:		. •
☐ was filed in the U.S. Patent & T	rademark Office on		and assigne	d Serial No	,	• • .
and (if applicable) was amende	d on					,
I hereby state that I have rev as amended by any amendment refer and to the examination of this appli- foreign priority benefits under Title certificate, or §365(a) of any PCT i listed below and have also identified that of the application on which pri	red to above. I ackno cation in accordance 35, U.S. Code §119 nternational applica I below any foreign a	owledge the dut with Title 37 of P(a)-(d) or §365 tion which des	y to disclose inf of the Code of F o(b) of any fore ignated at least	ormation which is ma Federal Regulations { ign application(s) for one country other the	aterial to pater §1.56. I herely r patent or in- tan the United	ntability by claim ventor's d States
Priority Claimed:						
(Application Number)	_	(Country)		(Day/Month/Year filed	D .	
(Application Number)		(Country)	· · · · · · · · · · · · · · · · · · ·	(Day/Month/Year filea	0	
I hereby claim the benefit u States provisional application(s), or insofar as the subject matter of each of application(s) in the manner provide information material to patentability between the filing date of the prior a	§365(c) of any PCT of the claims of this a ed by the first parage as defined in Title application and the r	International application is no graph of Title 3 37, The Code continuational or PC1	oplication design t disclosed in the 5, U.S. Code, of Federal Regu	nating the United Sta te prior United States §112, I acknowledge tlations, §1.56(a) wh	ites, listed bel or PCT Interse the duty to ich became a	low and, national disclose
(Application Serial Number)	(Filing Date)		(STATUS	: patented pending al	oandoned)	

I hereby appoint the following attorneys: FRANK CHAU, Reg. No. 34,136; FRANK V. DeROSA, Reg. 43,584, NATHANIEL T. WALLACE, Reg. 48,909; ERIC M. PARHAM, Reg. 45,747; THOMAS W. McNALLY, Reg. 48,609; MICHAEL F. MORANO, Reg. No. 44,952; KOON H. WONG, Reg. No.48,459; and BENJAMIN M. HALPERN, Reg. No. 46,494, each of them of F. CHAU & ASSOCIATES, LLP, 1900 Hempstead Turnpike, Suite 501, East Meadow New York 11554; to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

(Filing Date)

Frank Chau, Esq. F. CHAU & ASSOCIATES, LLP 1900 Hempstead Turnpike, Suite 501 East Meadow, New York 11554

Tel.: 516-357-0091

(STATUS: patented, pending, abandoned)

I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST OR SOLE I	NVENTOR: Ryan BEEHLER		_ Citizenship <u>U.S.</u>
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Inventor's signature:			Date:
Residence & Post Office Address:	615 Janice Court		
	Garden City, MI 48135		• • •
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FULL NAME OF SECOND JOINT II	NVENTOR: <u>Joseph DENTAMARO</u>		_ Citizenship <u>U.S.</u>
		•	~
Inventor's signature:			Date:
Residence & Post Office Address:	22442 Francis		
	St. Clair Shores, MI 48082		
FULL NAME OF THIRD JOINT INV	VENTOR: Ryan EDWARDS		Citizenship <u>U.S.</u>
Inventor's signature:			Date:
Residence & Post Office Address:	19917 Coyote Trail		
Nosidonido de 1 des deservir	Macomb Township, MI 48042		
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		.*	
FULL NAME OF FOURTH JOINT I	NVENTOR: Michael SCHROEDER		_ Citizenship <u>U.S.</u>
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Inventor's signature:			Date: <u>5-27-0</u>
Residence & Post Office Address:	27850 Laruen St. East		
Residence & 1 ost Office 7 touress.	Harrison Township, MI 48035	•	
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THE LANC OF FIFTH IOINT IN	/ENTOR: David SHOWALTER	,	Citizenship <u>U.S.</u>
FULL NAME OF FIFTH JOHAT MA	ENTOR. David BITO WINDIE		
T			Date:
Inventor's signature:	811 Gardenia		
Residence & Post Office Address:	Royal Oak, MI 48067		
	Royal Car, IVII 40007		
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on order to but the	VENTOR. Dotor STOLLEFER		CitizenshipU.S
FULL NAME OF SIXTH JOINT IN	VENTOR: FEIGISTOOTTER		
			Date:
Inventor's signature:	11000 M II Dand		
Residence & Post Office Address:	11585 Hensell Road		
	Holly, MI 48442		
			·
			Citizenship U.S.
FULL NAME OF SIXTH JOINT IN	VENTOR: Shane WILSON		CIIIZOIISIIIP
•			Date:
Inventor's signature:			Date:
Residence & Post Office Address:	20839 Catalano		
	Clinton Township, MI 48035	•	Page 2 of
and the second second second second second			rage Z 01

AS A BELOW NAMED INVENTORS I hereby declare that:

filing date before that of the application on which priority is claimed:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE:	SYSTEM AND METHOD FOR CONTROLLING A VEHICLE SECURITY SYSTEM
the specificatio	n of which either is attached hereto or indicates an attorney docket no. 8002AC-88, or:
⊠ was filed in	the U.S. Patent & Trademark Office on October 23, 2003 and assigned Serial No. 10/691,918,
and (if app	licable) was amended on,
as amended by patentability an	y state that I have reviewed and understand the contents of the above-identified specification, including the claims, any amendment referred to above. I acknowledge the duty to disclose information which is material to do to the examination of this application in accordance with Title 37 of the Code of Federal Regulations §1.56. foreign priority benefits under Title 35, U.S. Code §119(a)-(d) or §365(b) of any foreign application(s) for patent

Priority Claimed

'Application Number)	(Country)	 (Day/Month/Year filed)	,
(Application Number)	(Country)	 (Day/Month/Year filed)	<u> </u>

or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign applications for patent or inventor's certificate having a

I hereby claim the benefit under Title 35, U.S. Code, §120 of any United States application(s), or §119(e) of any United States provisional application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, U.S. Code, §112, I acknowledge the duty or disclose information material to patentability as defined in Title 37, The Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandoned)	
(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandoned)	

Ihereby appoint the following attorneys: FRANK CHAU, Reg. No. 34,136; FRANK V. DeROSA, Reg. No. 43,584, NATHANIEL T. WALLACE, Reg. No. 48,909; ERIC M. PARHAM, Reg. No. 45,747; THOMAS W. McNALLY, Reg. No. 48609; MICHAEL F. MORANO, Reg. No. 44,952; KOON H. WONG, Reg. No. 48,459; and RICHARD D. RATCHFORD JR., Reg. No. 53,865; each of them of F. CHAU & ASSOCIATES, LLC, 1900 Hempstead Turnpike, Suite 501, East Meadow, New York 11554 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

Frank Chau, Esq.
F. CHAU & ASSOCIATES, LLC
1900 Hempstead Turnpike, Suite 501
East Meadow, New York 11554
Area Code: 516-357-0091

I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. FULL NAME OF FIRST OR SOLE INVENTOR: Ryan BEEHLER Inventor's signature: Ryan Beehle Date: 7-15-2004

Residence: Garden City, MI Post Office Address: 615 Janice Court, Garden City, MI 48135 FULL NAME OF SECOND INVENTOR: Joseph DENTAMARO Citizenship <u>U.S.A.</u> Inventor's signature: \_\_\_\_\_\_ Date: \_\_\_\_\_\_ Residence: St. Clair Shores, MI Post Office Address: 22442 Francis, St. Clair Shores, MI 48082 FULL NAME OF THIRD INVENTOR: Ryan EDWARDS Citizenship U.S.A. Post Office Address: 19917 Coyote Trail, Macomb Township, MI 48042 FULL NAME OF FOURTH INVENTOR: Michael SCHROEDER Citizenship U.S.A. Inventor's signature: \_\_\_\_\_\_\_ Date: \_\_\_\_\_\_ Residence: Harrison Township, MI Post Office Address: 27850 Laruen St. East, Harrison Township, MI 48035 FULL NAME OF FIFTH INVENTOR: \_\_\_\_\_ David SHOWALTER Citizenship \_\_\_\_ U.S.A.\_\_\_\_ Inventor's signature: \_\_\_ Residence: Royal Oak, MI Post Office Address: 811 Gardenia, Royal Oak, MI 48067 FULL NAME OF SIXTH INVENTOR: Peter STOUFFER Citizenship U.S.A. \_\_\_\_\_\_ Date: \_\_\_\_\_ Inventor's signature:

FULL NAME OF SEVENTH INVENTOR: Shane WILSON Citizenship U.S.A.

Inventor's signature: Date: Post Office Address: 20839 Catalano, Clinton Township, MI 48035

to the first term of the fir

Residence: Holly, MI

Post Office Address: 11585 Hensell Road, Holly MI 48442

AS A BELOW NAMED INVENTOR, I hereby declare that:

My residence, post office additions and citizenship are as stated next to my name.

I believe that I am the original, first and sole (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE:

### SYSTEM AND METHOD FOR CONTROLLING A VEHICLE SECURITY SYSTEM

the specification of which either is attached hereto or indicates an attorney docket no. 8002AC-88, or:		
⊠ was filed in the U.S. Patent & Trademark Office on October 23, 2003 and assigned Serial No. 10/6	91,918,	
and (if applicable) was amended on		

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability and to the examination of this application in accordance with Title 37 of the Code of Federal Regulations §1.56. I hereby claim foreign priority benefits under Title 35, U.S. Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign applications for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### **Priority Claimed**

(Application Number)	(Country)	(Day/Month/Year filed)
(Application Number)	(Country)	(Day/Month/Year filed)

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(Application Serial Number)	(Filing Date)	(STATUS: patented, pending, abandoned)

I hereby appoint the following attorneys: FRANK CHAU, Reg. No. 34,136; FRANK V. DeROSA, Reg. No. 43,584, NATHANIEL T. WALLACE, Reg. No. 48,909; ERIC M. PARHAM, Reg. No. 45,747; THOMAS W. McNALLY, Reg. No. 48609; MICHAEL F. MORANO, Reg. No. 44,952; KOON H. WONG, Reg. No. 48,459; and RICHARD D. RATCHFORD JR., Reg. No. 53,865; each of them of F. CHAU & ASSOCIATES, LLC, 1900 Hempstead Turnpike, Suite 501, East Meadow, New York 11554 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

> Frank Chau, Esq. F. CHAU & ASSOCIATES, LLC 1900 Hempstead Turnpike, Suite 501 East Meadow, New York 11554 Area Code: 516-357-0091

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"I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on



#### PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Beehler, et al.

**DOCKET: 8002AC-88** 

SERIAL NO.: 10/691,918

**GROUP ART UNIT: 2635** 

FILED: October 23, 2003

EXAMINER: Not yet assigned

FOR: SYSTEM AND METHOD FOR CONTROLLING

A VEHICLE SECURITY SYSTEM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# AFFIDAVIT AND STATEMENT OF FACTS BY RICHARD D. RATCHFORD JR. UNDER 37 C.F.R. § 1.47(a)

Sir:

In support of Applicants' assertion in the accompanying Petition that the nonsigning inventor for the above-referenced application was: (1) not found or reached after a diligent effort, or (2) refused to execute the Declaration, Applicants attorney Richard D. Ratchford Jr. submits the following statement of facts:

- 1. I prepared and sent a letter signed by Frank Chau via certified mail with a return receipt requested on June 14, 2004 to the nonsigning inventor's last known address. The letter requested that the nonsigning inventor execute the Declaration enclosed therein (exhibit A).
- 2. I received a receipt confirming that the June 14, 2004 letter was received by the nonsigning inventor (exhibit B).

- 3. A reminder copy of the June 14, 2004 letter was re-sent via certified mail with a return receipt requested on July 12, 2004 (exhibit C).
- 4. I performed an internet search on July 14, 2004 to determine the nonsigning inventor's telephone number (exhibit D). His telephone number was not listed.
- I placed a call to Directory Assistance at 555-1212 on July 14, 2004 to determine the telephone number for the nonsigning inventor. According to Directory Assistance, his telephone number is not listed.
- 6. I performed a second internet search on July 22, 2004 to determine the nonsigning inventor's telephone number (exhibit E). His telephone number was not listed.
- 7. I placed another call to Directory Assistance at 555-1212 on July 22, 2004 to determine the telephone number for the nonsigning inventor. According to Directory Assistance, his telephone number is still not listed.
- 8. I received the July 12, 2004 reminder letter and the accompanying return receipt indicating that the July 12, 2004 letter was unclaimed by the nonsigning inventor (exhibit F).
- 9. To date I have not received a communication from the nonsigning inventor regarding this matter.

Accordingly, I affirm that the above actions were taken by me in a diligent effort to find the nonsigning inventor and that it is my belief that the nonsigning inventor cannot be found or that he has refused to execute the Declaration for this application.

Respectfully submitted,

Bv:

Richard D. Ratchford Jr.

Reg. No. 53,865

Attorney for Applicants

Date: 8 4 04 F. CHAU & ASSOCIATES, LLC

130 Woodbury Rd.

Woodbury, New York 11797

Tel: (631) 692-8888 FAX: (631) 692-8889

#### F. CHAU & ASSOCIATES, LLC

ATTORNEYS AT LAW-

June 14, 2004

FRANK CHAU FRANK V. DEROSA 1900 HEMPSTEAD TURNPIKE, SUITE 501 EAST MEADOW, NEW YORK 11554

ERIC M. PARHAM
THOMAS W. McNALLY
MICHAEL F. MORANO
KOON H. WONG\*
BENJAMIN M. HALPERN\*
RICHARD D. RATCHFORD, JR.
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TEL: (516) 357-0091 FAX: (516) 357-0092 www.chauiplaw.com e-mail: mail@chauiplaw.com

\*Not Admitted in N.Y.

CERTIFIED MAIL
RETURN RECEIPT
REQUESTED

OF COUNSEL
NATHANIEL T. WALLACE

Mr. David Schowalter 811 Gardenia Royal Oak, MI 48067

Re:

U.S. Appln. Serial No. 10/691,918

SYSTEM AND METHOD FOR CONTROLLING

A VEHICLE SECURITY SYSTEM Our Docket No.: 8002AC-88

Dear Mr. Schowalter:

We are counsel for Audiovox Corporation, assignees of the above-referenced patent application. The patent application was prepared by our firm for your previous employer Code Systems, Inc., and lists you as an inventor. A copy of the patent application is enclosed for your records.

We have received a communication from the U.S. Patent and Trademark Office requiring us to submit a Declaration signed by each of the inventors of the patent application. Accordingly, we have enclosed two copies of a Declaration for your signature. One copy is for your records and one is for us.

As you may know, the Declaration lists, inter alia, your name and address, and includes a statement that you believe that you are an inventor of the patent application. We request that you sign the Declaration and return it to us in the enclosed self-addressed pre-paid envelope at your early convenience.

We have also enclosed two copies of an Assignment for your signature. One copy is also for your records and one is for us. The Assignment assigns your rights in the patent application to Audiovox Corporation. We request that you sign the Assignment in the presence of a Notary Public, if possible, and return it to us along with the signed Declaration.

If you have any questions, please do not hesitate to contact us.

Sincerely, Prank Chau

FC/RDR:sg Enclosures

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## F. CHAU & ASSOCIATES, LLC

ATTORNEYS AT LAW

June 14, 2004

FRANK CHAU FRANK V. DEROSA

ERIC M. PARHAM
THOMAS W. MCNALLY
MICHAEL F. MORANO
KOON H. WONG\*
SENJAMIN M. HALPERN\*
RICHARD D. RATCHFORD, JR.
HOLLYY, LI

Not Admitted in N.Y.

Mr. David Schowalter 811 Gardenia Royal Oak, MI 48067 1900 HEMPSTEAD TURNPIKE, SUITE 501 EAST MEADOW, NEW YORK 11554

TEL: (516) 357-0091

FAX: (516) 357-0092

www.chauiplaw.com
e-mail: mail@chauiplaw.com

OF COUNSEL
NATHANIEL T. WALLACE

REMINDER

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Re:

U.S. Appln. Serial No. 10/691,918

SYSTEM AND METHOD FOR CONTROLLING

A VEHICLE SECURITY SYSTEM Our Docket No.: 8002AC-88

Dear Mr. Schowalter:

We are counsel for Audiovox Corporation, assignees of the above-referenced patent application. The patent application was prepared by our firm for your previous employer Code Systems, Inc., and lists you as an inventor. A copy of the patent application is enclosed for your records.

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As you may know, the Declaration lists, inter alia, your name and address, and includes a statement that you believe that you are an inventor of the patent application. We request that you sign the Declaration and return it to us in the enclosed self-addressed pre-paid envelope at your early convenience.

We have also enclosed two copies of an Assignment for your signature. One copy is also for your records and one is for us. The Assignment assigns your rights in the patent application to Audiovox Corporation. We request that you sign the Assignment in the presence of a Notary Public, if possible, and return it to us along with the signed Declaration.

If you have any questions, please do not hesitate to contact us.

Sincerely,

Pank Chau

FC/RDR:sg

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david showalter, Michigan

# F. CHAU & ASSOCIATES, LLC

ATTORNEYS AT LAW-

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June 14, 2004

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RETURN RECEIPT
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OF COUNSEL
NATHANIEL T. WALLACE

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Sincerely,

Plank Chau

FC/RDR:sg

CHAU & ASSOCIATES, LLC		1-04	Waana 67
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